

SUPPLEMENTAL AGREEMENT NO. 1
PROJECT PROGRAM

CITY OF LINCOLN, NEBRASKA
STATE OF NEBRASKA DEPARTMENT OF ROADS
PROJECT NO. HSIP-5254(8)
CONTROL NO. 12928
SUPERIOR ST & I-180 EAST RAMP

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the City of Lincoln, Nebraska, hereinafter referred to as the Local Public Agency or "LPA", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the LPA and the State have previously entered into Program Agreement BM1205, executed by the LPA on June 18, 2012 and executed by the State on June 22, 2012, hereinafter referred to as the "Original Agreement", and

WHEREAS, it now becomes necessary to revise the funding responsibilities for the construction and construction engineering stages, and

WHEREAS, it is the desire of the LPA that this project be constructed under the designation of Project No. HSIP-5254(8), as evidenced by the Resolution of the LPA dated the ____ day of _____, 2013, attached and identified as Exhibit "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the LPA and State hereto agree as follows:

SECTION 1. The Original Agreement shall be amended as follows: All expenses associated with the development stages of the project, including preliminary engineering and right-of-way, will remain funded by Federal, State and Local funds as outlined in the Original Agreement. During the construction and construction engineering stages of the project, the Federal share payable on this project will be a maximum of 100 percent HSIP funds for the eligible and participating costs. The LPA shall be responsible for any costs not paid, for any reason, by Federal or State Funds. If HSIP Funds are no longer available, as determined by the State, the funding will thereafter revert to the terms of the Original Agreement or a Supplemental Agreement will be completed.

SECTION 2. The LPA and the State agree that, except for the provisions of Section 1 above all terms and provisions of the Original Agreement on Project No. HSIP-5254(8) executed by the LPA on June 18, 2012 and executed by the State on June 22, 2012, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed
by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the LPA this _____ day of _____, 2013.

WITNESS:
Joan E. Ross

CITY OF LINCOLN
Chris Beutler

LPA Clerk

Mayor

EXECUTED by the State this _____ day of _____, 2013.

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Jim Wilkinson, P.E.

Local Projects Engineer